

MUNICIPAL COUNCIL AGENDA - AMENDED

THIS IS THE REGULAR MEETING OF THE CITY COUNCIL OF THE CITY OF ORANGE TOWNSHIP HELD VIA AUDIO-VIDEO CONFERENCING ON TUESDAY, APRIL 4, 2023 FOLLOWING THE CONFERENCE MEETING.

1) PLEDGE OF ALLEGIANCE TO THE FLAG

2) ROLL CALL

		PRESENT	ABSENT
Hon. Kerry J. Coley	(East-Ward)	_____	_____
Hon. Quantavia L. Hilbert	(West-Ward)	_____	_____
Hon. Weldon M. Montague, III	(At-Large)	_____	_____
Hon. Clifford R. Ross, Council Vice President	(At-Large)	_____	_____
Hon. Jamie B. Summers-Johnson	(South-Ward)	_____	_____
Hon. Adrienne Wooten	(At-Large)	_____	_____
Hon. Tency A. Eason, Council President	(North-Ward)	_____	_____

ALSO PRESENT

Joyce L. Lanier, City Clerk	_____	_____
Tamara Robinson, Deputy City Clerk	_____	_____
Chris M. Hartwyk, Business Administrator	_____	_____
Laquana Best, Planning Director	_____	_____
Derrick Brown, Fire Chief	_____	_____
Nile Clements, Chief Financial Officer	_____	_____
Vincent DeFilippo, Health Officer	_____	_____
Paula Ferreira, Tax Collector	_____	_____
Adrian Mapp, Finance Director	_____	_____
Marty Mayes, Public Works Director	_____	_____
Gracia R. Montilus, City Attorney	_____	_____
Chris Murray, Tax Assessor	_____	_____
Wendy Sykes, Director of Community Services	_____	_____
Marlin G. Townes, Legislative Research Officer	_____	_____
Vincent Vitiello, Police Chief	_____	_____
Margarette Homere, City Clerk’s Office	_____	_____
Trisha Scipio, City Clerk’s Office	_____	_____
Gabrielle Sims-Shelton, City Clerk’s Office	_____	_____

3) The requirements of N.J.S.A. 10:4-9 et. seq., “Sunshine Law” has been met. A notice of this meeting was sent to the Record Transcript, published in the Star Ledger on July 13, 2022, posted on the Bulletin Board in City Hall and on the Council’s website (www.orangetwpnjcc.org), the City’s website (www.orangenj.gov) and filed in the Office of the City Clerk.

4) APPROVAL OF MEETING MINUTES:

- **March 21, 2023 Conference Meeting Minutes**
Councilmember Summers-Johnson was absent and should abstain.

Motion to adopt: _____ **Second:** _____

- **March 21, 2023 Regular Meeting Minutes**

Motion to adopt: _____ **Second:** _____

5) **REPORTS:**

DEPARTMENT MONTHLY REVENUE COLLECTION: None.

CONSTABLE REPORTS: None.

OPRA REPORTS: None.

COUNCIL REPORTS:

Council President directs Clerk to file reports.

6) **COMMUNICATIONS AND PETITIONS:**

Dogwood Green LLC has filed an application with the Township of West Orange Planning Board for use approval for a Class 5 Retail Cannabis Dispensary located at 5 Central Avenue. A virtual public hearing will be held on the application. For more information, please contact Board Secretary at (973) 325-4111 or via email at jvite@westorange.org.

Date & Time: April 12, 2023 at 7:00 p.m.

Dial In 1-646-931-3860

Webinar ID: 867 8795 1217

Password: 893895

7) **CITIZEN COMMENTS ON GENERAL ISSUES/AGENDA ITEMS**

“SPECIAL NOTICE: Please be apprised anyone wishing to discuss Agenda or General Items shall be allowed to participate in this portion of the Council Meeting via the audio call in number and video conferencing platform by stating their name and address when directed to do so by the Council President. All public comments submitted though electronic mail or written letter before the meeting shall be read aloud by the City Clerk. The City Council reserves the right to respond to not respond during the meeting to any citizen’s questions or comments. If the Council wishes to address any comments, it shall be done during the remote public meeting.

Motion to Close Citizen Comments:

Second:

8) **COUNCIL COMMENTS**9) **ORDINANCES – SECOND READING/PUBLIC HEARING**

24-2021 An ordinance to amend the City Code of the City of the Orange Township Chapter 4 entitled “Administration of Government”, Article II entitled “City Council”; Section 15 entitled “City Clerk”. (Sponsored by Council Member Coley)
(Postponed since the 6/01/2021 Council Meeting)

a) Motion for Final Adoption:

Second:

5-2023 An ordinance of the Municipal Council of the City of Orange Township, County of Essex, State of New Jersey, approving and authorizing a 15- year tax exemption and authorizing the execution of a financial agreement between the City and PEEK Cleveland I Owner Urban Renewal, LLC. (Amended)

a) Motion to close Citizen Comments:

Second:

b) Motion for Final Adoption:

Second:

6-2023 An ordinance of the Municipal Council of the City of Orange Township, Essex County, New Jersey, to amend Ordinance Number 5-2022 and state the correct park to be refurbished.

- a) **Motion to close Citizen Comments:** **Second:**
- b) **Motion for Final Adoption:** **Second:**

10) ORDINANCES – INTRODUCTION/FIRST READING

61-2022 An ordinance to amend the Code of the City of Orange Township, Chapter 200, entitled “Vehicles and Traffic” Section 200-52-1 Handicapped Parking Spaces. (352 Mechanic Street) *(Postponed since the November 1st 2022 Council Meeting)*

- a) **Motion to adopt on First Reading:** **Second:**
- b) **Final Reading: May 2, 2023**

2-2023 An ordinance to amend to Code of the City of Orange Township, Chapter 200, entitled “Vehicles and Traffic” Section 200-52-1 Handicapped Parking Spaces. (86 Ward Street) *(Postponed since the January 17, 2023 Council Meeting)*

- a) **Motion to adopt on First Reading:** **Second:**
- b) **Final Reading: May 2, 2023**

11-2023 An ordinance of the Municipal Council of the City of Orange Township, Essex County, New Jersey, to amend Chapter 74 of the Municipal Code of the City of Orange Township, entitled “Construction Codes, Uniform”. (Amended)

- a) **Motion to adopt on First Reading:** **Second:**
- b) **Final Reading: May 2, 2023**

12-2023 An ordinance of the Municipal Council of the City of Orange Township, Essex County, New Jersey to amend Chapter 210 of the Municipal Code of the City of Orange Township, entitled “Development Regulations” to include a section supporting the erection and mounting of residential and commercial solar energy systems.

- a) **Motion to adopt on First Reading:** **Second:**
- b) **Final Reading: May 2, 2023**

13-2023 An ordinance to amend the Code of the City of Orange Township Chapter 138 entitled “Noise” to prohibit construction on Sundays. (Sponsored by Councilmember Eason)

- a) **Motion to adopt on First Reading:** **Second:**
- b) **Final Reading: May 2, 2023**

11) CONSENT AGENDA

ALL ITEMS LISTED WITH AN ASTERISK (*) ARE CONSIDERED TO BE ROUTINE BY THE CITY COUNCIL AND WILL BE ENACTED BY ONE MOTION. THERE WILL BE NO SEPARATE DISCUSSION OF THESE ITEMS UNLESS A COUNCIL MEMBER SO REQUESTS, IN WHICH EVENT, THE ITEM WILL BE REMOVED FROM THE GENERAL ORDER OF BUSINESS AND CONSIDERED IN ITS NORMAL SEQUENCE OF THE AGENDA.

RESOLUTIONS NO *156-2023 THROUGH *177-2023

- *156-2023 A resolution observing World Autism Awareness Day April 2, 2023 in the City of Orange Township. (Sponsored by Councilmembers Wooten & Summers-Johnson)**
- *157-2023 A resolution recognizing that Passover begins on Wednesday, April 5, 2023 and continues to Thursday, April 13, 2023 in the City of Orange Township. (Sponsored by Councilmembers Wooten, Summers-Johnson and the Orange Municipal Council)**
- *158-2023 A resolution recognizing April 9, 2023 as National Former Prisoner of War Recognition Day in the City of Orange Township. (Sponsored by Councilmember Wooten)**
- *159-2023 A resolution recognizing April 22, 2023 as Earth Day in the City of Orange Township. (Sponsored by Councilmember Wooten)**
- *160-2023 A resolution designating Oakwood Avenue beginning at Wilson Place and ending at Parrow Street as Anna L. Barlow Way – In Honorarium. (Sponsored by Councilmembers Wooten, Montague, III, Summers-Johnson and the Orange Municipal Council)**
- *161-2023 A resolution recognizing April as Autism Awareness Month. (Sponsored by Councilmember Hilbert)**
- *162-2023 A resolution authorizing the cancellation of multiple tax sale certificates that should not have gone to tax sale for water on December 22, 2022.**
- *163-2023 A resolution approving a refund of construction permit fees in the amount of \$13,400.00 to Orange NJ Properties, LLC.**
- *164-2023 A resolution of the Municipal Council of the City of Orange Township authorizing a release of unused Planning Board and inspection escrows totaling \$23,443.47, deposited by 164 Main LLC in connection with construction of a convenience store and fuel filling station at Block 2903, Lot 1, commonly known as 164 South Main Street, Orange, New Jersey.**
- *165-2023 A resolution rejecting the bids for the Highland Avenue Train Station Rehabilitation.**
- *166-2023 A resolution amending Resolution 429-2023 entitled “A resolution authorizing the awarding of a contract for the 2022 NJDOT LTPF Roadway Improvements to Cifelli & Son General Contracting, 81 Franklin Avenue, Nutley, New Jersey 07110 in the amount not to exceed \$1,196,975.35”.**
- *167-2023 A resolution amending Resolution #454-2022 entitled “A resolution authorizing Change Order No. 4-Final from Cifelli & Son General Contracting, Inc., 81 Franklin Avenue, Nutley, New Jersey 07110 for a decrease to the project known as the 2018 NJIB Roadway to adjust the contract quantities to meet final as-built conditions in the amount of \$2,823,578.06” making the new amount of \$3,159,200.66.**
- *168-2023 A resolution authorizing the awarding of a contract for the Metcalf Park Improvements Phase I to Shore Top Construction Corp., 23 Yellowbrook Road, Freehold, New Jersey 07728 in the amount not to exceed \$131,735.00.**
- *169-2023 A resolution amending Resolution #270-2022 to modify the contract with Whirl Construction, Inc., 194 Main Street, P.O. Box 110, Port Monmouth, New Jersey 07758 for**

- the project known as the Central Playground Improvements Project Phase II in an amount not to exceed \$1,000.00.
- *170-2023** A resolution amending Resolution 440-2022 entitled “A resolution authorizing the extension of the award of a non-fair and open contract with Bright View Engineering, LLC, 5 Pitcairn Drive, Roseland, New Jersey 07068 to provide professional engineering construction administration services for the Highland Avenue Train Station Rehabilitation Project in the amount not to exceed \$25,066.25” making the new amount not to exceed \$27,698.75.
 - *171-2023** A resolution authorizing the award of a non-fair and open contract with Bright View Engineering, 70 South Orange Avenue, Suite 109, Livingston, New Jersey 07039 to provide engineering and design Phase 1-9 related to the reconstruction of traffic signals at four (4) intersections (Washington Street/Cleveland Street; Tremont Avenue/Valley Road; Tremont Avenue/Lincoln Avenue and Henry Street/South Essex Avenue) in an amount not to exceed \$122,680.00.
 - *172-2023** A resolution awarding a contract to American Wear, Inc., 261 North 18th Street, East Orange, New Jersey 07018 for the Public Works uniform rental and cleaning services for two (2) years commencing April 1, 2023 through March 31, 2025 in the amount not to exceed \$34,612.24 per year.
 - *173-2023** A resolution authorizing the extension of the award of contract with Remington & Vernick Engineers, 2059 Springdale Road, Cherry Hill, New Jersey 08003 to provide professional engineering and construction administration services for the Brook Alley Garage Improvement Project in the amount not to exceed \$48,863.25.
 - *174-2023** A resolution authorizing a contract to New Jersey Door Works, LLC, 689 Ramsey Avenue, Hillside, New Jersey 07205 to provide emergency overhead doors to all city owned properties under the HCESC-CAT/SER-21-03 commencing March 22, 2023 through March 22, 2025 in an amount not to exceed \$30,000.00 per year.
 - *175-2023** A resolution authorizing a contract with Northeastern Interior Services, LLC, 5 Fairfield Avenue, Little Falls, New Jersey 07424 for general construction repairs & carpentry services through the Hunterdon County Co-Operative Pricing Council Contract #HCESC-SER-20F commencing April 1, 2023 through March 31, 2024 in the amount not to exceed \$50,000.00.
 - *176-2023** A resolution approving the Bill List for Council Meeting vote on April 4, 2023 dated March 29, 2023 and approving checks issued by the Finance Department in accordance with Ordinance 2-95. (Grand Total: \$15,869,088.74)
 - *177-2023** A resolution designating McChesney Street beginning at Scotland Road and ending at Valley Street as Lorraine E. Hawthorne Way – In Honoriam. (Sponsored by Councilmembers Summers-Johnson, Wooten & Montague, III)

MOTION TO ADOPT CONSENT AGENDA:

Second:

12) POSTPONED RESOLUTIONS

- 20-2023** A resolution of the Municipal Council of the City of Orange Township amending Resolution No. 276-2022 to authorize additional funds to Szaferman Lakind, P.C. for legal counseling to the Orange Historic Preservation Commission of the City of Orange Township in the amount of \$3,564.00 for a total amount not to exceed \$8,564.00.

21-2023 A resolution authorizing the award of a professional service contract to Szaferman Lakind, P.C. to provide legal counseling to the Orange Historic Preservation Commission of the City of Orange Township in matters as they relate to the Historic Preservation Commission in an amount not to exceed \$7,500.00 for the Calendar Year 2023.

28-2023 A resolution authorizing the award of a professional services contract to Gail Mitchell, Esq. of Schwartz, Barkin and Mitchell LLC to provide legal services to the Orange Municipal Zoning Board of Adjustment of the City of Orange Township in matters relating to zoning and land use in an amount not to exceed \$7,500.00 for the Calendar Year 2023.

13) NEW BUSINESS AND WALK-ON ORDINANCES/RESOLUTIONS

14) OTHER PENDING BUSINESS

MOTION TO ADJOURN:

Second:

Adjournment Time: _____

PUBLIC NOTICE

The next City Council Conference and Regular Meeting will be held on Tuesday, April 18, 2023 virtually at 7:00 p.m.